

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**REQUEST FOR FILING CONTINUATION-IN-PART
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

Box PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a continuation-in-part application under 37 C.F.R. § 1.53(b) of pending Application No. 09/463,486 filed on January 27, 2000, for CHIMERIC ADENOVIRAL VECTORS, by the following named inventor(s):

(a) Full Name Monika LUSKY

(b) Full Name Arend Jan WINTER

(c) Full Name _____

☐ Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

☐ Applicant(s) suggests the inclusion of Figure _ for inclusion on the front page of the patent application publication and/or patent.

☐ The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

1. ☒ Enclosed is/are 7 sheet(s) of ☒ formal ☐ informal drawing(s).
2. ☐ Enclosed is a certified copy of the priority document.
3. ☐ Enclosed is an Assignment document.
4. ☒ Enclosed is an ☐ executed ☒ unexecuted declaration of the inventor(s)
☐ also is enclosed ☐ will follow.
5. ☐ Small entity status is hereby claimed.
6. ☒ The filing fee is calculated below ☒ and in accordance with the enclosed preliminary amendment:



21839

(05/01)

JC971 U.S. PTO
09/867475
05/31/01

05/31/01
JC912 U.S. PTO

09867475 "053101"

C L A I M S					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$710.00 (101)
Total Claims	35	MINUS 20 =	15	× \$18.00 (103) =	270.00
Independent Claims	2	MINUS 3 =	---	× \$80.00 (102) =	
If multiple dependent claims are presented, add \$270.00 (104)					
Total Application Fee					980.00
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee of \$_ if Assignment document is enclosed					
TOTAL APPLICATION FEE DUE					\$980.00

7. ☐ Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.
8. ☒ A check in the amount of \$ 980.00 is enclosed for the fee due.
9. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
10. ☒ Please amend the specification by inserting before the first line the sentence:
☒ --This application is a continuation-in-part of Application No. 09/463,486, filed on January 27, 2000 ---.
☐ --This application is a continuation-in-part of International Application No. _ filed on _, which ☐ was ☐ was not published in English.--.
11. ☐ New drawings are enclosed.
12. ☒ Priority of Application No. 98/06654 filed on May 27, 1998 in France (country) is claimed under 35 U.S.C. § 119.
☒ The certified copy of the priority application
☐ is enclosed
☒ was filed on January 27, 2000 in prior Application No. 09/463,486, filed on January 27, 2000, and acknowledged by the Examiner on March 17, 2000 in Paper No. _
☐ has not yet been filed.
13. ☒ A preliminary amendment is enclosed.

14. ☐ An Information Disclosure Statement is enclosed.
15. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
16. ☐ Also enclosed .
17. ☒ The power of attorney in the prior application is to .
- a. ☒ The power appears in the original papers in the prior application.
 - b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
 - c. ☐ Recognize as Associate Attorney .
 - d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)
Norman H. Stepno, Esq.
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

Date: May 31, 2001

By: 

Teresa Stanek Rea
Registration No. 30,427

ADDRESS OF SIGNATOR:

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☐ inventor(s)
☐ assignee of complete interest
☒ attorney or agent of record
☐ filed under 37 C.F.R. § 1.34(a)